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**EXHIBIT D**

6 Attorneys for Plaintiff  
7 NAHUM HERNANDEZ SANCHEZ

8 UNITED STATES DISTRICT COURT  
9 FOR NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 NAHUM HERNANDEZ SANCHEZ,

Case No.: CV 13-02107 RMW-HRL

12 Plaintiff,

**STIPULATION TO REMAND CASE  
TO STATE COURT**

13 v.

14  
15 PEACOCK CUPERTINO, INC.; JAY AND  
16 RAM; RAMCHANDER GOPALSWAMY; and  
VEERAVENKATA DURGAPRASAD  
VASIREDDY,

17 Defendants.  
18

19  
20 THE PARTIES HEREBY STIPULATE AS FOLLOWS THROUGH THEIR  
21 ATTORNEYS OF RECORD:

- 22 1. The Complaint was filed on May 8, 2013. Docket No. 1. All Defendants have  
23 been served. Docket No. 6.
- 24 2. The parties have met and conferred on the merits of the case and agree that the  
proper venue should be the Superior Court of California.
- 25 3. The parties agree to toll any statute of limitations in effect. Plaintiff shall suffer

1 no prejudice in remanding this matter to the Superior Court of California, and all  
2 of his rights in litigation are preserved in relation to the date of the filing of the  
3 Complaint in this action.

4 IT IS SO STIPULATED

5 FOR PLAINTIFF

6 DATED: September 16, 2013

7 By: //s//Huy Tran//s//  
8 TOMAS MARGAIN  
9 HUY TRAN  
10 For Plaintiff

11 FOR DEFENDANTS

12 DATED: September 20, 2013

13 By: //s//  
14 GAUTAM DUTTA  
15 For Defendants  
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UNITED STATES DISTRICT COURT  
FOR NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

NAHUM HERNANDEZ SANCHEZ,

Plaintiff,

v.

PEACOCK CUPERTINO, INC.; JAY AND  
RAM; RAMCHANDER GOPALSWAMY; and  
VEERAVENKATA DURGAPRASAD  
VASIREDDY,

Defendants.

Case No.: CV 13-02107 RMW-HRL

**[] ORDER GRANTING  
THE PARTIES' STIPULATION TO  
REMAND CASE TO STATE COURT**

Based on the stipulation of counsel and good cause shown, this matter is remanded to the Superior Court of California. All applicable statute of limitations are tolled and Plaintiff's rights in litigation are preserved as of May 8, 2013, the date the Complaint in this action was filed.

IT IS SO ORDERED

DATED: JED EFH

By:



RONALD M. WHYTE  
United States Magistrate Judge